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FEDERAL COMMUNICATIONS COMMISSION WASHINGTON, D.C. 20554

POLICY & PLANNING BRANCH ROOM 5202

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IN REPLY REFER TO:

7330-7/1700A3

RECEIVED

Honorable David L. Boren United States Senator 409 S. Boston Tulsa, Oklahoma 74103

MAR 1 2 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Senator Boren:

This is in reply to your letter of February 23, 1993, in which you inquired on behalf of several of your constituents regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Your constituents are specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take your constituents' concerns into account when we develop final rules in this proceeding. As indicated in the <u>Notice</u>, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest in this proceeding. Your constituents' letters will be included in the record of the proceeding. We expect final

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# Congressional

DUE 33-8-93

PLEASE MAKE 2 EXTRA COPIES OF INCOMING, ATTACHMENTS, AND REPLY FOR DOCKET FILE, ROOM 222.

CONGRESSIONAL CORRESPONDENCE TRACKING SYSTEM
02/26/93

#### LETTER REPORT

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REMARKS:

reply to Tulsa office

DAVID BOREN

RUSSELL BUILDING WASHINGTON, DC 20510

821 NORTH ROBINSON

409 S. Boston Tulsa, OK 74103

211 EAST OAK SEMINOLE, OK 74868

### United States Senate

WASHINGTON, DC 20510-3601

February 23, 1993

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JOINT COMMITTEE ON
THE ORGANIZATION OF CONGRESS
MEMBER, JOINT COMMITTEE
ON TAXATION
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CHAIRMAN, SUBCOMMITTEE ON
TAXATION
MEMBER, COMMITTEE ON AGRICULTUR

SENATE CHAIRMAN

AEMBER, COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY CHARMAN, SUBCOMMITTEE ON AGRICULTURAL TRADE

Ms. Linda Townsend Solheim Director Office of Legislative Affairs Federal Communications Commission 1919 M St. NW, Rm. 808 Washington, D.C. 20554

Dear Ms. Solheim:

A number of radio-controlled model enthusiasts in Oklahoma have contacted me with their concerns about PR Docket 92-235. Should this rule change be adopted, they believe it will severely hamper their ability to enjoy their hobby.

Since the FCC's comment period for this proposed rule change will soon expire, I would appreciate your full consideration of the issues raised in the enclosed correspondences and include their views in your report.

Thank you for giving your attention to this matter.

David L. Boren

United States Senator

DLB/mc

00 FEB 18 PN 4: 27

The Honorable Senator David Boren 452 Russell Senate Off. Bldg. Washington, D.C. 20515

Dear Senator Boren,

I am retired and derive many hours of pleasure from building and flying radio controlled model airplanes and gliders. I am active in our local R.C. club of 21 members. We have an excellent safety record; one that would be seriously jeopardized with this new ruling. I personally own five radios, two that have been 91' updated. Their value is about \$900.00 and

February 8, 1993

00 FED 13 P/: 基 25

The Honorable David L. Boren Jr. 453 Rayburn House Office Building Washington DC 20510-3601

Dear Senator Boren:

I have been interested in aviation for as long as I can remember. I am very active in two Tulsa, Oklahoma clubs whose members enjoy constructing and operating radio controlled model airplanes.

I am very concerned about proposed rules that are currently under consideration by the Federal Communication Commission (FCC). The proceeding is PR Docket 92-235. If adopted the new rules will greatly reduce the usability of frequencies currently assigned for model use and increase the risk of accidents and attendant liability for controlling model airplanes.

Our radio control frequencies are the 72-76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

Now the FCC wants to create more land mobile frequencies by splitting them into narrower bandwidths and rearranging the band plan. As a result, many land mobile frequencies will move closer to the radio control frequencies and cause interference to radio control operation. I am told that of the 50 frequencies that are presently available for radio control model airplanes, only 19 frequencies will be left if these new rules are adopted.

When we fly our model airplanes under radio control, we go to great lengths to assure the safety of the operators and bystanders and the protection of property. Many of our safety precautions involve the careful coordination and use of the radio control frequencies. If the number of usable frequencies is diminished as proposed by the FCC, the remaining frequencies will become congested and the margin of safety will be greatly decreased.

Please understand that many model airplanes have wing spans up to 10 feet and weigh as much as 30 or 40 pounds. The models themselves are expensive to build; but more to the point, they are capable of causing property damage, serious injury, or even death if radio interference caused the operator to lose control of the craft. We often fly our models at organized events and contests where hundreds of operators participate. We need the use of our full complement of radio frequencies in order to assure a safe flying environment.

I do not think it is wise of the FCC to seek to improve the operation conditions of land mobile radio users at the expense of radio control modelers. The FCC may not think we are as important as business users of radios, but we have a considerable investment in our models and in our radio equipment. The hobby provides many hours of enjoyment to thousands of people like myself and contributes to the advancement and development of the commercial aviation industry.

Please help me continue the safe enjoyment of my pastime by not allowing the FCC to carry out its proposals for the 72-76 MHz band.

Sincerely.

Gary W. Fincher, DDS

February 17, 1993

The Honorable David Boren United States Senate Washington, D.C. 20510

SENATOR BOREN WASHINGETON 0.0. 00 FED 22 PM 1: 05

Dear Senator Boren:

I have been interested in aviation for as long as I can remember. I am very active in a local club whose members enjoy constructing and operating radio controlled model airplanes.

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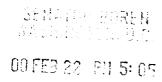
Sincerely,

David Duncan

Enid, OK

#### 3016 Raintree Road Oklahoma City, OK 73120 (405) 751-4077

February 17, 1993



The Honorable David Boren United States Senate Washington, D.C. 20510

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Sincerely,

Bruce B. Robertson

Bruce B. Robertson